

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**(Case No. 01-1702)**

In the Application of:

Bachy et al.

Serial No.: 09/980,265

Filing Date: March 22, 2002

For: Immunostimulant Oligonucleotide



Examiner: Terra C. Gibbs

Group Art Unit: 1635

**TRANSMITTAL LETTER**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

In regard to the above identified application:

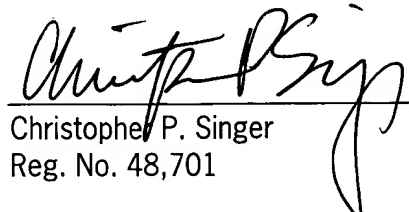
1. We are transmitting herewith the attached:
  - a. Response to Notice of Non-Compliant Amendment (37 CFR 1.121), including Claim Amendments in proper format;
  - b. Return Receipt Postcard.
2. With respect to additional fees,

☒ No fees are believed due with this filing.
3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No.13-2490.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.10 (Express Mail): The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on April 06, 2005.

Date: April 06, 2005

Express Mail No: <sup>L</sup>EV565796896US

By :

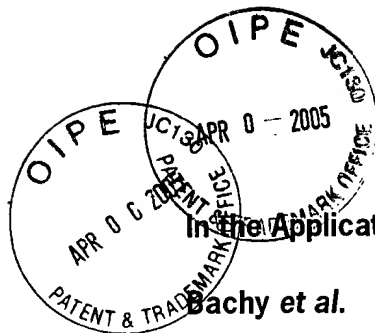
  
Christopher P. Singer  
Reg. No. 48,701

04-7-05

1635

PATENT

JFW



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
(Case No. 01-1702)

In the Application of:

Sachy et al.

Serial No.: 09/980,265

Filing Date: March 22, 2002

For: Immunostimulant Oligonucleotide

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) Examiner: Terra C. Gibbs  
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) Group Art Unit: 1635  
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**RESPONSE TO THE NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121),**

**MAILED MARCH 22, 2005**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

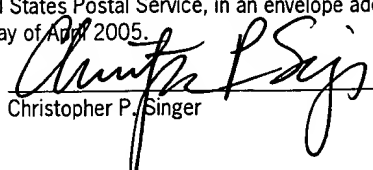
Dear Sir:

Responsive to the Notice of Non-Compliant Amendment (37 CFR 1.121), mailed March 22, 2005, Applicants respectfully submit the following corrected "AMENDMENTS TO THE CLAIMS" section of the Response to Office Action filed on October 22, 2003. No fee is believed due with this filing, however if a fee is due the Commissioner is authorized to charge such fees to our Deposit Account, number 13-2490.

**CERTIFICATE OF MAILING (37 C.F.R. 1.10)**

The undersigned certifies that this correspondence is being deposited with the United States Postal Service, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 6<sup>th</sup> day of April 2005.

Date: April 6, 2005

  
Christopher P. Singer